

# House File 122

HOUSE FILE \_\_\_\_\_  
BY REICHERT

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the annual adjustment of the personal needs  
2 allowance for residents of certain facilities and providing an  
3 effective date and for retroactive applicability.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1874HH 82  
6 pf/je/5

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1 1 Section 1. Section 249A.30A, Code 2007, is amended to read  
1 2 as follows:  
1 3 249A.30A MEDICAL ASSISTANCE == PERSONAL NEEDS ALLOWANCE ==  
1 4 COST OF LIVING ADJUSTMENT.  
1 5 1. The personal needs allowance under the medical  
1 6 assistance program, which may be retained by a resident of a  
1 7 nursing facility, an intermediate care facility for persons  
1 8 with mental retardation, or an intermediate care facility for  
1 9 persons with mental illness, as defined in section 135C.1, or  
1 10 a resident of a psychiatric medical institution for children  
1 11 as defined in section 135H.1, shall be fifty dollars per  
1 12 month.  
1 13 2. Beginning July 1, 2007, the personal needs allowance  
1 14 for the residents specified in subsection 1 shall be  
1 15 seventy-five dollars per month.  
1 16 3. Beginning January 1, 2008, and each subsequent January  
1 17 1, the personal needs allowance for the residents specified in  
1 18 subsection 1 shall be increased in an amount which is based  
1 19 upon the most recent cost of living adjustment announced by  
1 20 the United States social security administration for the  
1 21 purpose of determining social security benefits.  
1 22 Sec. 2. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.  
1 23 This Act, being deemed of immediate importance, takes effect  
1 24 upon enactment and the portion of this Act relating to  
1 25 providing a personal needs allowance of fifty dollars to  
1 26 residents of certain facilities is retroactively applicable to  
1 27 July 1, 2006.  
1 28 EXPLANATION  
1 29 This bill provides that the personal needs allowance under  
1 30 the medical assistance program, which may be retained by a  
1 31 resident of a nursing facility, an intermediate care facility  
1 32 for persons with mental retardation, or an intermediate care  
1 33 facility for persons with mental illness, or a resident of a  
1 34 psychiatric medical institution for children, is \$75 and is to  
1 35 be increased annually on January 1, in an amount which is  
2 1 based upon the most recent cost of living adjustment announced  
2 2 by the federal social security administration for the purpose  
2 3 of determining social security benefits.  
2 4 The bill takes effect upon enactment and the provision in  
2 5 the bill relating to providing a personal needs allowance of  
2 6 \$50 to residents of certain facilities is retroactively  
2 7 applicable to July 1, 2006.  
2 8 LSB 1874HH 82  
2 9 pf:rj/je/5